

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION

**LUCIA A. FRIAZ, ET AL.,**

**Plaintiffs,**

**v.**

**GULF COAST MARINE & ASSOCS.,  
INC., ET AL.,**

**Defendants.**

**Civil Action No. 9:09-CV-162 (TJW)**

**DEFENDANTS' NOTICE OF FILING OF STIPULATION OF DISMISSAL  
IN COMPLIANCE WITH THE COURT'S ORDER OF APRIL 20, 2011**

COME NOW, Defendants Gulf Coast Marine & Associates, Inc., Halliburton Energy Services, Inc., f/k/a Halliburton Company, Schlumberger Technology Corporation, and Matthews Daniel Company (collectively, "Defendants"), and file this Notice of Filing of Stipulation of Dismissal in Compliance With the Court's Order of April 20, 2011 ("Notice").

On April 20, 2011, this Court conditionally granted the Defendants' Consolidated Motion to Dismiss for *Forum Non Conveniens*. (Docket Entry 118.) This dismissal was subject to a return jurisdiction clause that included the following conditions:

1. Defendants' agreement to appear and submit themselves to the jurisdiction of a Mexican federal or state court, waiving any jurisdictional defenses they might normally possess;
2. Defendants' agreement to waive any statute of limitations defense<sup>1</sup> that they did not possess as of the date this lawsuit was originally filed;
3. Defendants' agreement to submit to discovery in the Mexican forum in

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<sup>1</sup> The Court's April 20 Order did not require that Defendants agree to waive any laches defense that they did not possess at the time the Plaintiffs originally filed this lawsuit with the Court. However, given that Defendants previously agreed to such a waiver in the case styled *Maria Santos Lopez Dominguez, et al. v. Gulf Coast Marine & Associates, Inc., et al.*, Cause No. 9:08 CV-200, in the United States District Court, Eastern District of Texas, Lufkin Division (see Docket Entry 142-2), they will make the same concession here.

accordance with the procedural rules of the Mexican court;

4. Defendants' agreement that they will make all relevant witnesses and documents available in Mexico to the extent consistent with Mexican law;
5. Defendants' agreement that they will make any employee witness available for trial in Mexico to the extent consistent with Mexican law.

The Defendants are filing the requested Stipulation, attached to this notice, assenting to these conditions in compliance with the Court's order.

WHEREFORE, the Defendants respectfully request that this Court accept the attached Stipulation and dismiss the Plaintiffs' case in accordance with the Court's Order of April 20, 2011.

Dated: April 29, 2011

Respectfully submitted,

/s/ Hugh E. Tanner

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\*Signed by Hugh E. Tanner with express permission.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 29th day of April, 2011, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to all CM/ECF participants.

/s/ *Hugh E. Tanner*

Hugh E. Tanner